

ORDINANCE NO. 2013.24

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, AUTHORIZING THE GRANTING OF A BUILDING FOOTING EASEMENT TO THE ARIZONA BOARD OF REGENTS AND THE EXECUTION OF AN EASEMENT AGREEMENT MEMORIALIZING SUCH EASEMENT.

WHEREAS, Section 2.11(g) of the Tempe City Charter, requires an ordinance to convey or authorize the conveyance or lease of any interest in City-owned lands; and

WHEREAS, the Arizona Board of Regents (“ABR”) has requested that the City grant it an easement over certain City-owned land for building footings, and the City has determined that it is in the best interests of the City to grant such easement to the ABR.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, as follows:

Section 1. That the City of Tempe does hereby authorize the granting of an easement to ABR on the property described on, and in the form attached hereto as, Exhibit “A”, subject to the same encumbrances, liens, limitations, restrictions, and estates as exist on the land of which the easement is a part.

Section 2. That the Mayor is hereby authorized to execute any documents that may be necessary to carry out the provisions of this Ordinance, including without limitation the Easement.

Section 3. Pursuant to City Charter, Section 2.12, ordinances are effective thirty (30) days after adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF
TEMPE, ARIZONA, this ____ day of May, 2013.

Mark W. Mitchell, Mayor

ATTEST:

Brigitta M. Kuiper, City Clerk

APPROVED AS TO FORM:

Judith R. Baumann, Interim City Attorney